

Message

From: Mann, Teresa [Mann.Teresa@epa.gov]
Sent: 5/8/2019 1:22:02 PM
To: Adkins, William D CIV [William.D.Adkins2@uscg.mil]; Spurlin, Steve [Spurlin.Steve@epa.gov]
Subject: RE: Colonial/Nashville airport E19413

If one of you call me first I can add another person to the call. (404) 562-9572. Just let me know what time we will talk.

Steve-Colonial's counsel is available at 2:00 pm today. That works for me. Let me know if that works for you. We will not have Dwayne on that call.

Thanks
T

From: Adkins, William D CIV <William.D.Adkins2@uscg.mil>
Sent: Wednesday, May 08, 2019 8:18 AM
To: Mann, Teresa <Mann.Teresa@epa.gov>; Spurlin, Steve <Spurlin.Steve@epa.gov>
Subject: RE: Colonial/Nashville airport E19413

Steve,

During our phone call with Teresa yesterday I told her I would give you a call to discuss some of the issues that were of concern. She requested to be included in the call. Do you guys have the ability for a 3 way conference, if not can we get a conference line and set up a time to discuss? Thanks

Dwayne

From: Mann, Teresa <Mann.Teresa@epa.gov>
Sent: Tuesday, May 7, 2019 11:30 AM
To: Adkins, William D CIV <William.D.Adkins2@uscg.mil>
Subject: [Non-DoD Source] RE: Colonial/Nashville airport E19413

Dwayne- Please use this call-in number: **Ex. 6 Personal Privacy (PP)**

Talk with you at 1:30 pm.
Teresa

From: Adkins, William D CIV <William.D.Adkins2@uscg.mil>
Sent: Tuesday, May 07, 2019 11:20 AM
To: Mann, Teresa <Mann.Teresa@epa.gov>
Subject: RE: Colonial/Nashville airport E19413

Teresa,
Could you set up a conference line? Our Attorney would like to be on the line to address any potential legal issues.

Dwayne

From: Adkins, William D CIV
Sent: Tuesday, May 7, 2019 9:31 AM
To: 'Mann, Teresa' <Mann.Teresa@epa.gov>
Subject: RE: Colonial/Nashville airport E19413

Will do.

From: Mann, Teresa <Mann.Teresa@epa.gov>
Sent: Tuesday, May 7, 2019 9:26 AM
To: Adkins, William D CIV <William.D.Adkins2@uscg.mil>
Cc: Spurlin, Steve <Spurlin.Steve@epa.gov>
Subject: [Non-DoD Source] RE: Colonial/Nashville airport E19413

William and Steve- I have not set up a call on Wednesday yet. I wanted to talk internally first. William please call me at Ex. 6 Personal Privacy (PP) at 1:30 eastern.

Thank you.
Teresa

From: Adkins, William D CIV <William.D.Adkins2@uscg.mil>
Sent: Monday, May 06, 2019 1:56 PM
To: Mann, Teresa <Mann.Teresa@epa.gov>
Subject: RE: Colonial/Nashville airport E19413

Will do. I'll call tomorrow at 1:30 if I don't hear from you today. What time is the call on Wednesday? Thanks

From: Mann, Teresa <Mann.Teresa@epa.gov>
Sent: Monday, May 6, 2019 1:45 PM
To: Adkins, William D CIV <William.D.Adkins2@uscg.mil>
Cc: Spurlin, Steve <Spurlin.Steve@epa.gov>; Bella, Miguel L CIV <Miguel.L.Bella@uscg.mil>
Subject: [Non-DoD Source] RE: Colonial/Nashville airport E19413

Hi William- I am in back to back meetings today and not sure when I will get a break. I will try to call this afternoon, but if that does not work I can speak with you tomorrow any time after 1:30 pm. Just let me know what works for you.

Thanks
Teresa

From: Adkins, William D CIV <William.D.Adkins2@uscg.mil>
Sent: Monday, May 06, 2019 1:33 PM
To: Mann, Teresa <Mann.Teresa@epa.gov>
Cc: Spurlin, Steve <Spurlin.Steve@epa.gov>; miguel.l.bella@uscg.mil
Subject: RE: Colonial/Nashville airport E19413

Hi Teresa,

I am the NPFC Case Officer for subject case. My boss, Miguel Bella, had recommended that NPFC personnel sit in on this phone conference. I'm not really sure of the issues, but can have a claims rep, as well as, NPFC Attorney sit in if it would be helpful. Could you please give me a call, I would like to discuss the level of NPFC participation and issues that could come up. Thanks

William D. Adkins, PMP
Case Officer, Team II - SE Region
USCG National Pollution Funds Center
US Coast Guard Stop 7605
2703 Martin Luther King Jr Ave SE
Washington DC 20593-7605
Phone: 202-795-6079
Fax: 202-372-8357

From: Spurlin, Steve <Spurlin.Steve@epa.gov>

Sent: Thursday, May 2, 2019 6:16 PM

To: Adkins, William D CIV <William.D.Adkins2@uscg.mil>; Bella, Miguel L CIV <Miguel.L.Bella@uscg.mil>; Webster, James <Webster.James@epa.gov>; Mann, Teresa <Mann.Teresa@epa.gov>

Subject: [Non-DoD Source] Colonial/Nashville airport E19413

Enforcement Confidential-Do Not Release

Hello,

EPA attorney Teresa Mann and myself just got off a call with Colonial attorneys. What we anticipated to be an congenial exchange of information turned into a blitz conversation from former Coast Guard person (Hayes?) regarding applicability of 300.135(d) to incident. The situation is that the TN Department of Transportation drilled through pipeline resulting in discharge to surface water. Colonial has and continues to take measures to mitigate the release. The long term (groundwater, surface water quality, etc..) issues have been handed to the State, and I am preparing the final report/polrep. The former CG mentioned several times that the hand off requires a cooperative agreement pursuant to 300.135(d). In my review of 300.135(d)(see below) I think this refers to PRFA.

With the reality that there is likely a significant investigation/remediation work to follow, I believe Colonial is attempting to position itself in best position for claim to fund. I think they mentioned State sovereignty of TDOT.

300.135(d) The OSC's/RPM's efforts shall be coordinated with other appropriate federal,state, local, and private response agencies. OSCs/RPMs may designate capable persons from federal, state, or local agencies to act as their on-scene representatives. State and local governments, however, are not authorized to take actions under subparts D and E of the NCP that involve expenditures of the Oil Spill Liability Trust Fund or CERCLA funds unless an appropriate contract or cooperative agreement has been established.

If available, I would like to have a call tomorrow to discuss. We committed to a follow up call with Colonial next week. Thanks

Steve Spurlin
Federal On-Scene Coordinator
U S EPA, Region 4
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